

**SUPREME COURT MINUTES  
WEDNESDAY, DECEMBER 19, 2012  
SAN FRANCISCO, CALIFORNIA**

**S073316****PEOPLE v. EDWARDS  
(ROBERT MARK)**

Supplemental briefing ordered

The parties are requested to brief the effect, if any, of *Williams v. Illinois* (2012) \_\_\_\_ U.S. \_\_\_\_ [132 S.Ct. 2221], and *People v. Dungo* (2012) 55 Cal.4th 608, on the issues in this case. The parties are directed to file simultaneous supplemental letter briefs limited to this question on or before January 8, 2013. Each party may file a reply supplemental letter brief on or before January 18, 2013.

**S206072**

B235289 Second Appellate District, Div. 6

**PEOPLE v. HERNANDEZ  
(JOSE ANGEL)**

Petition for review granted; briefing deferred

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. McCullough*, S192513 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegay, Chin, Corrigan, and Liu, JJ.

**S206153**

D060269 Fourth Appellate District, Div. 1

**GOODRIDGE (WILLIAM) v.  
KDF AUTOMOTIVE GROUP,  
INC.**

Petition for review granted; briefing deferred

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of related issues in *Sanchez v. Valencia Holding Co.*, S199119 (See Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegay, Chin, Corrigan, and Liu, JJ.

**S195296****McKINLEY (DONNIE RAY)  
ON H.C.**

Order to show cause issued, returnable in Superior Court

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause before the Riverside County Superior Court, when the matter is placed on calendar, why petitioner is not entitled to have the \$10,000 restitution fine stricken from the minute order based on his allegation that the trial court did not orally impose a restitution fine at sentencing, the reference to the \$10,000 fine in the minute order is clerical error, and no procedural bars apply because clerical error may be corrected at any time. (See *People v. Farell* (2002) 28 Cal.4th 381, 384, fn. 2; *People v. Mitchell* (2001) 26 Cal.4th 181, 185; *People v. Mesa* (1975) 14 Cal.3d 466, 471; see also *People v. Tillman* (2000) 22 Cal.4th 300; *People v. Turrin* (2009) 176 Cal.App.4th 1200, 1208, fn. 3.) The return is to be filed on or before January 18, 2013.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

**S196866**      B226214 Second Appellate District, Div. 2      **IN RE L.L.**

Transferred to Court of Appeal, Second Appellate District, Division Two, after hold

This matter is transferred to the Court of Appeal, Second Appellate District, Division Two, for reconsideration in light of the decision in *In re Greg F.* (2012) 55 Cal.4th 393.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

**S197299**      A130776 First Appellate District, Div. 5      **IN RE JUAN D.**

Transferred to Court of Appeal, First Appellate District, Division Five, after hold

This matter is transferred to the Court of Appeal, First Appellate District, Division Five, for reconsideration in light of the decision in *In re Greg F.* (2012) 55 Cal.4th 393.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

**S205630**      A129688 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. KELLY (JAMAL)****S205657**      C061054 Third Appellate District

Petition for review denied

**PEOPLE v. SCHMITZ  
(WILLIAM THOMAS)****S205830**      G045098 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. LUNA (JORGE)**

<b>S205872</b>	B230681 Second Appellate District, Div. 7	<b>ADATO (SHLOMO) v. CITY OF LOS ANGELES</b>
Petition for review & publication request(s) denied		
<b>S205958</b>	C065494 Third Appellate District	<b>PEOPLE v. DARTY (KORY)</b>
Petition for review denied		
<b>S205960</b>	E053825 Fourth Appellate District, Div. 2	<b>PEOPLE v. WILLIAMS (VERNON PAUL)</b>
Petition for review denied		
<b>S205974</b>	D059094 Fourth Appellate District, Div. 1	<b>PEOPLE v. MARTINEZ (JOAQUIN MURRIETA)</b>
Petition for review denied		
<b>S205992</b>	D058200 Fourth Appellate District, Div. 1	<b>PEOPLE v. SNOW, JR., (EDWARD LEROY)</b>
Petition for review denied		
<b>S206037</b>	B232792 Second Appellate District, Div. 4	<b>PEOPLE v. ERNEST, JR., (HECTOR)</b>
Petition for review denied		
<b>S206051</b>	H038582 Sixth Appellate District	<b>ROGERS (LISA) v. S.C.</b>
Petition for review denied		
<b>S206052</b>	H035756 Sixth Appellate District	<b>PEOPLE v. CAMPOS (RAYMOND)</b>
Petitions for review denied		
<b>S206094</b>	D060768 Fourth Appellate District, Div. 1	<b>IN RE M.A.</b>
Petition for review denied		

**S206112** D058300 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. KELLY  
(VIRGINIA PRIETO)**

**S206117** B232449 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. FRANKLIN  
(DAMON L.)**

**S206121** H038172 Sixth Appellate District

Petition for review denied

**MORA (STEVEN) v. PEREA  
(AMBROCIO VELASCO)**

**S206131** B243179 Second Appellate District, Div. 5

Petition for review denied

**JONES (LEVAR EMERSON)  
ON H.C.**

**S206147** D059515 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. GALVEZ, JR.,  
(RAUL)**

**S206148** H036654 Sixth Appellate District

Petition for review denied

**PEOPLE v. OLSEN  
(WILLIAM KARL)**

**S206150** D060325/D061460 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. AGUON  
(ANTHONY SALAS)**

**S206166** F061132 Fifth Appellate District

Petition for review denied

**PEOPLE v. MATA (ISIDORO)**

<b>S206167</b>	D059019 Fourth Appellate District, Div. 1	<b>HAWRAN (PAUL W.) v. HIXSON, JR., (HARRY)</b>
Petition for review denied		
<b>S206170</b>	C064874 Third Appellate District	<b>PEOPLE v. HARRIS (MICHAEL JAY)</b>
Petition for review denied		
<b>S206174</b>	B232025 Second Appellate District, Div. 6	<b>PEOPLE v. PHUONG (THANKSNIEKY)</b>
Petition for review denied		
<b>S206181</b>	C067476 Third Appellate District	<b>PEOPLE v. TELLEZ (JESSE REFUGIO)</b>
Petition for review denied		
<b>S206191</b>	A129772 First Appellate District, Div. 5	<b>PEOPLE v. FARRISH (STEVEN WES)</b>
Petition for review denied		
<b>S206195</b>	A132690 First Appellate District, Div. 4	<b>PEOPLE v. GIDEON (NATHAN)</b>
Petition for review denied		
<b>S206197</b>	C068476 Third Appellate District	<b>PEOPLE v. LYNCH (DEANDRE DESHAWN)</b>
Petition for review denied		
<b>S206209</b>	D059742 Fourth Appellate District, Div. 1	<b>PEOPLE v. VILLASENOR (IGNACIO)</b>
Petition for review denied		

**S206222** E049808 Fourth Appellate District, Div. 2

Petition for review denied

**CHARALAMBOPOULOS  
(PANYIOTES) v. UHS OF  
RANCHO SPRINGS, INC.**

**S206230** F060752 Fifth Appellate District

Petition for review denied

**PEOPLE v. RUIZ, JR.,  
(CARLOS)**

**S206243** B237538 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. KING (KEVIN W.)**

**S206257** D060509 Fourth Appellate District, Div. 1

Petition for review & publication request(s) denied

**L. (T.) v. V. (T.)**

**S206270** B233562 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. GARCIA (PAUL)**

**S206276** B235922 Second Appellate District, Div. 1

Petition for review & publication request(s) denied

**KENDRICK (TASHA) v.  
CONCORDE CAREER  
COLLEGES, INC.**

**S206323** B243707 Second Appellate District, Div. 6

Petition for review denied

**JAC PIZZA, INC. v.  
WORKERS'  
COMPENSATION APPEALS  
BOARD & HOOPS (LEWIS)**

**S206329** B231372 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. BARRAJAS  
(LOUIE)**

**S206335** B232757 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. CORONA  
(RAFAEL)**

**S206339** A131714 First Appellate District, Div. 4

Petitions for review denied

**COLEMAN (MICHON) v. SAN  
MATEO COUNTY  
ASSOCIATION OF  
REALTORS**

**S206345** G047529 Fourth Appellate District, Div. 3

Petition for review denied  
The request for judicial notice is granted.

**GUTIERREZ LANZI  
(CLAUDIO ALBERTO) ON  
H.C.**

**S206391** F065231 Fifth Appellate District

Petition for review denied

**REDWINE (ROBERT) v.  
WORKERS'  
COMPENSATION APPEALS  
BOARD & COUNTY OF  
MERCED**

**S206432** E054542 Fourth Appellate District, Div. 2

Petition for review denied

**DEPARTMENT OF  
TRANSPORTATION v.  
CONSTANT (JAMES)**

**S206433** B244120 Second Appellate District, Div. 6

Petition for review denied

**MEDINA (ALEX) v. S.C.  
(PEOPLE)**

**S206437** B230719 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. WESLEY (KARL  
L.)**

**S206440**      B240381 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. SUNDBERG  
(ROGER)**

**S206462**      B244371 Second Appellate District, Div. 3

Petition for review denied

**BROWN (RENA) ON H.C.**

**S206466**      B227301 Second Appellate District, Div. 5

Petition for review & depublication request(s) denied

**FEDERAL INSURANCE  
COMPANY v. STEADFAST  
INSURANCE COMPANY  
(LIBERTY SURPLUS  
INSURANCE  
CORPORATION)**

**S206481**      A134371 First Appellate District, Div. 3

Petition for review denied

**PHILLIPS (TIMOTHY) v.  
SPRINT PCS**

**S206510**      B233559 Second Appellate District, Div. 7

Petition for review & publication request(s) denied

**ADATO (SHLOMO) v. CITY  
OF LOS ANGELES**

**S206513**      B242658 Second Appellate District, Div. 8

Petition for review denied

**WHITEHURST (RICHARD) v.  
STATE FARM INSURANCE  
CO.**

**S206514**      H037567 Sixth Appellate District

Petition for review denied

**PEOPLE v. CHECCHIN  
(EVARISTO NAVA)**

**S206532**      H037185 Sixth Appellate District

Petition for review denied

**PEOPLE v. GONZALEZ  
(DANIEL ROBLES)**

**S206548** E057376 Fourth Appellate District, Div. 2  
Petition for review denied

**HUMMEL (GLENN) ON H.C.**

**S206552** B244848 Second Appellate District, Div. 5  
  
Petition for review & application for stay denied

**JAYOFER, INC. v.  
DEPARTMENT OF  
ALCOHOLIC BEVERAGE  
CONTROL**

**S206556** F059246 Fifth Appellate District  
  
Petition for review denied

**PEOPLE v. MARTINEZ  
(RODOLFO)**

**S206558** H037438 Sixth Appellate District  
  
Petition for review denied

**PEOPLE v. ORTA, JR.,  
(LOUIE EVARISTO)**

**S206560** D060281 Fourth Appellate District, Div. 1  
  
Petition for review denied

**FREITAS (CHRISTINE B. &  
KEVIN D.), MARRIAGE OF**

**S206567** B234536 Second Appellate District, Div. 5  
  
Petition for review denied  
The application to appear as counsel pro hac vice is granted.

**KIM (YEONG CHEOL) v.  
SHIN (SANDRA)**

**S206568** C068281 Third Appellate District  
  
Petition for review denied

**PEOPLE v. HOLSEY (LEROY  
DALE)**

**S206571** B233828 Second Appellate District, Div. 3  
Petition for review denied

**PEOPLE v. WRIGHT (GARY)**

**S206585** H037392 Sixth Appellate District

Petition for review denied

**PEOPLE v. ESTEEN, JR.,  
(CLARENCE JOSEPH)**

**S206590** F062983 Fifth Appellate District

Petition for review denied

**COALITION FOR CLEAN  
AIR v. CITY OF VISALIA  
(VWR INTERNATIONAL  
LLC)**

**S206605** E053651 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. DUBOIS  
(GILBERT ALLEN)**

**S206612** C068490 Third Appellate District

Petition for review denied

**PEOPLE v. EASMON, JR.,  
(RAYMOND)**

**S206619** B235130 Second Appellate District, Div. 8

Petition for review denied

**SONI (SURJIT P.) v. CH&I  
TECHNOLOGIES, INC.  
(LEVENSTEIN)**

**S206624** A137043 First Appellate District, Div. 4

Petition for review & application for stay denied

**RIVERA (ANGEL OSVALDO)  
v. S.C. (PEOPLE)**

**S206628** C072222 Third Appellate District

Petition for review denied

**ADAMIK (DANIEL) ON H.C.**

**S206631** B244572 Second Appellate District, Div. 3

Petition for review denied

**WOODMORE (MICHAEL)  
ON H.C.**

**S206632** C072419 Third Appellate District

Petition for review denied

**HILL (RYAN PATRICK) ON  
H.C.**

**S206640** B237013 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. SANCHEZ  
(ANITA CHAVIRA)**

**S206644** B244665 Second Appellate District, Div. 3

Petition for review denied

**LEGANS (VICTOR  
DARNELL) ON H.C.**

**S206645** G044831 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. ADAMS  
(DARRELL EDWARD)**

**S206648** D059696 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. BOLLINGER  
(WILLIAM ANDREW)**

**S206671** E054698 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. ROMAN (TONY  
ERNESTO)**

**S206679** F061036 Fifth Appellate District

Petition for review denied

**PEOPLE v. ROSALES (FIDEL  
ANGEL)**

**S206681** B236579 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. GOMEZ (JUAN)**

**S206689** E053803 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. HILL (TAFT  
LAMAR)**

**S206691** B239020 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. GUERRA  
(FERNANDO)**

**S206693** A132765 First Appellate District, Div. 5

Petition for review denied

**LOMAS CANTADAS  
GROUNDWATER  
PROTECTION COMMITTEE  
v. CITY OF ORINDA (VOGT)**

**S206946**

Petition for writ of mandate/prohibition denied

**VANN (OLIVER) v. COURT  
OF APPEAL, SECOND  
APPELLATE DISTRICT,  
DIVISION ONE (PEOPLE)**

**S206966** B235742 Second Appellate District, Div. 5

Petition for review denied

**PINHAS (JACOB) v.  
DESTINATION SHUTTLE  
SERVICES LLC**

**S207041**

Petition for writ of mandate/prohibition & application for stay denied

**CLARK (RAYMOND) v. S.C.  
(PEOPLE)**

**S204996**

Petition for writ of habeas corpus denied

**TORRES (ARMANDO  
NELSON) ON H.C.**

**S205185**

Petition for writ of habeas corpus denied

**MALDONADO (RUBEN) ON  
H.C.**

**S205194**

Petition for writ of habeas corpus denied

**OOLEY (GARR) ON H.C.**

**S205324****WARE (DERICK LEMAR) ON  
H.C.**

Petition for writ of habeas corpus denied

**S205349****GEORGE (CLIFFORD) ON  
H.C.**The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225.)**S205824****FUSCO (ANDREW DAVID)  
ON H.C.**

Petition for writ of habeas corpus denied

**S205841****MOORE (HAROLD) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925.)**S205844****DEBACCO (JAMES) ON H.C.**The petition for writ of habeas corpus is denied. (See *People v. Villa* (2009) 45 Cal.4th 1063, 1070-1071.)**S205853****BROWN (BRIAN L.) ON H.C.**

Petition for writ of habeas corpus denied

**S205858****JONES, SR., (ARTHUR  
GLENN) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734, 735.)**S205880****THOMAS (WILLIE) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)**S205890****HERNANDEZ (RODNEY) ON  
H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S205924****DAVIS (LOUIS ANTHONY)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**S205929****ALLEN (ANDRE MARKIS)  
ON H.C.**

Petition for writ of habeas corpus denied

**S205942****HARVEY (ADAM EARL) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S205944****BROCK (AARON RENARD)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S205950****SHABAZZ (LENNAL  
KHABIR) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S206025****TAYLOR (MONTE KIM) ON  
H.C.**

Petition for writ of habeas corpus denied

**S206026****THOMPSON (ALLEN C.) ON  
H.C.**

he petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**S206039****WASHINGTON (CURTIS  
LEE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

**S206040****DENNY, JR., (JEROME) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

**S206044****MORALES (JOSE RAMON)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S206064****SEVIER (JEFFREY) ON H.C.**

Petition for writ of habeas corpus denied

**S206065****VACA (LUIS M.) ON H.C.**

Petition for writ of habeas corpus denied

**S206067****GRANT (WILLIE ULYSESS)  
ON H.C.**

Petition for writ of habeas corpus denied

**S206073****KEEL (DAVION M.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S206076****LENNAN (BILL THOMAS  
ALEXANDER) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**S206095****ROSS (DEANGELO WAYNE)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

**S206096****VIDAL (GUSTAVO) ON H.C.**

Petition for writ of habeas corpus denied

**S206097****RICHARD (ANTHONY EARL)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**S206099****GARCIA (FELIPE PACHECO)  
ON H.C.**

Petition for writ of habeas corpus denied

**S206104****FIERROS (ORLANDO) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

**S206105****LANDRY (ERNEST) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**S206107****ADAMS, JR., (JERRY) ON  
H.C.**

Petition for writ of habeas corpus denied

**S206119****CLEMENA (LIBRADO) ON  
H.C.**

Petition for writ of habeas corpus denied

**S206126****ERBES (JAMES HOWARD)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921, 925-926; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**S206142**

Petition for writ of habeas corpus denied

**ALCANTARA (JOSE) ON H.C.****S206144**

Petition for writ of habeas corpus denied

**GARIBALDI (MIGUEL) ON  
H.C.****S206154**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**JUAREZ (LUDWIG) ON H.C.****S206163**

Petition for writ of habeas corpus denied

**SPENCER (THURMAN  
LEROY) ON H.C.****S206164**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**DEAY (STEVEN ALLEN) ON  
H.C.****S206171**

Petition for writ of habeas corpus denied

**WILLIAMS (RICKEY) ON  
H.C.****S206176**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734, 735.)

**BEARD (ROBERT) ON H.C.****S206179**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**BROUSSARD V (LOUIS  
JOSEPH) ON H.C.**

**S206184**

Petition for writ of habeas corpus denied

**MALLARD (BILLY) ON H.C.**

**S206185**

Petition for writ of habeas corpus denied

**CROUCH (CODY) ON H.C.**

**S206186**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**GRANDISON (JEFFERY  
SEBASTIAN) ON H.C.**

**S206187**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**PERSON (FREDERICK  
EARL) ON H.C.**

**S206205**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**HERRERA (ROBERTO) ON  
H.C.**

**S206208**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**GORDON (THOMAS E.) ON  
H.C.**

**S206210**

Petition for writ of habeas corpus denied

**BROOKS (STEVEN) ON H.C.**

**S206244**

Petition for writ of habeas corpus denied

**WHATLEY (REGINALD  
WAYNE) ON H.C.**

**S206249****WALCH (THOMAS JAMES)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

**S206254****NETHERLY (JAMES R.) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734, 735.)

**S206425****VALENCIA (ABEL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S206602****BEARD (ROBERT) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921, 925-926; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**S195152**

C061110 Third Appellate District

**CONCERNED CITIZENS FOR  
RESPONSIBLE  
GOVERNMENT v. WEST  
POINT FIRE PROTECTION  
DISTRICT**

Publication request denied (case closed)

The request for an order directing republication of the opinion in the above-titled appeal is denied.

**S206129**

C069483 Third Appellate District

**SACRAMENTO, COUNTY OF  
v. S.C. (PURBA)**

Depublication request denied (case closed)

**S206201**

E055273 Fourth Appellate District, Div. 2

**IN RE A.M.**

Publication request denied (case closed)

**S206211**      B227075 Second Appellate District, Div. 8      **EVANS (BOBBY) v.  
CERTAINTED  
CORPORATION (LOS  
ANGELES DEPARTMENT OF  
WATER & POWER)**

Publication request denied (case closed)

The requests for an order directing publication of the opinion in the above-entitled appeal are denied.

**S206430**      D060589 Fourth Appellate District, Div. 1      **A. (L.) v. S.C. (PEOPLE)**

Depublication request denied (case closed)

The requests for an order directing depublication of the opinion in the above-entitled appeal are denied.

**S206734**      A123926 First Appellate District, Div. 2      **PEOPLE v. PANIAGUA  
(CARLOS)**

Depublication request denied (case closed)

**S040704**      **PEOPLE v. JOHNSEN (BRIAN  
DAVID)**

Extension of time granted

Good cause appearing, counsel's request for an extension of time in which to file the appellant's opening brief is granted to January 31, 2013. After that date, no further extension will be granted. Counsel is ordered to inform his or her assisting attorney or entity, if any, and any assisting attorney or entity of any separate counsel of record, of this schedule, and to take all steps necessary to meet it.

**S044739**      **PEOPLE v. BANKSTON  
(ANTHONY GEORGE)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Steven E. Mercer's representation that he anticipates filing the respondent's brief by February 10, 2013, counsel's request for an extension of time in which to file that brief is granted to February 19, 2013. After that date, no further extension will be granted.

**S093235****PEOPLE v. JOHNSON  
(JERROLD ELWIN)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Masha A. Dabiza's representation that she anticipates filing the respondent's brief by May 30, 2013, counsel's request for an extension of time in which to file that brief is granted to February 25, 2013. After that date, only two further extensions totaling about 90 additional days are contemplated.

**S095076****PEOPLE v. PENUNURI  
(RICHARD)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General E. Carlos Dominguez's representation that he anticipates filing the respondent's brief by May 20, 2013, counsel's request for an extension of time in which to file that brief is granted to February 19, 2013. After that date, only two further extensions totaling about 90 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S141080****PEOPLE v. CAMACHO  
(ADRIAN GEORGE)**

Extension of time granted

Good cause appearing, and based upon counsel Barry Morris's representation that he anticipates filing the appellant's opening brief by March 2013, counsel's request for an extension of time in which to file that brief is granted to February 25, 2013. After that date, only one further extension totaling about 30 additional days is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S193534****WEAVER (LA TWON) ON  
H.C.**

Extension of time granted

Good cause appearing, counsel's request for an extension of time in which to file the reply to the informal response to the petition for writ of habeas corpus is granted to February 22, 2013. The court anticipates that after that date, only two further extensions totaling about 120 additional days will be granted. Counsel is ordered to inform his or her assisting attorney or entity, if any, and any assisting attorney or entity of any separate counsel of record, of this schedule, and to take all steps necessary to meet it.

**S199557** D057446 Fourth Appellate District, Div. 1**SAN DIEGO, CITY OF v.  
BOARD OF TRUSTEES OF  
THE CALIFORNIA STATE  
UNIVERSITY**

Extension of time granted

On application of appellants, San Diego Association of Governments and San Diego Metropolitan Transit System, and good cause appearing, it is ordered that the time to serve and file the answer to amicus curiae briefs of the California Chamber of Commerce and the California Business Roundtable is extended to January 22, 2013.

**S201186** B223181 Second Appellate District, Div. 1**PEOPLE v. SMITH (DEWONE  
T.)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to January 14, 2013.  
No further extensions of time will be granted.

**S203124****JERRY BEEMAN &  
PHARMACY SERVICES, INC.  
v. ANTHEM PRESCRIPTION  
MANAGEMENT**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the consolidated reply brief is extended to February 4, 2013.

**S204555****BARNO (RODNEY) ON H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to January 22, 2013.

**S205073** E052849 Fourth Appellate District, Div. 2**AMERICAN STATES  
INSURANCE COMPANY v.  
RAMIREZ (CHRISTINA)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to January 25, 2013.

**S205145** H036414 Sixth Appellate District**PEOPLE v. DIAZ (DORA)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the opening brief is extended to January 22, 2013.

**S207212** D060710 Fourth Appellate District, Div. 1**SEE'S CANDY SHOPS, INC. v.  
S.C. (SILVA)**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to January 7, 2013.

**S207261** G047284 Fourth Appellate District, Div. 3**MICELI (JAMES) v. S.C.  
(STAPLES, INC.)**

Extension of time granted

On application of real parties in interest and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to January 10, 2013.

**S089478****PEOPLE v. MAI (HUNG  
THANH)**

Record ordered unsealed

Appellant Hung Thanh Mai's motion to unseal portions of the record, to provide respondent with copies of portions of the record, and for permission for both parties to refer to certain sealed documents in their pleadings for writ of habeas corpus, filed November 29, 2012, is granted in part and denied in part, and Respondent Attorney General's request is denied, as follows:

The Clerk is directed to unseal and make a part of the public record the "Reporter's Transcript of Sentencing, Tuesday, May 18, 1999," in *U.S. v. Hung Thanh Mai* U.S. District Court, Central District of California, No. SA CR 98-82-DOC, (Sealed Transcript 2 CT 419-454); the "Transcript of Mai's Conversations with Father and Uncle within Dept. 35," filed June 2, 2000, in *People v. Mai, Hung* Orange County Superior Court No. 96NF1961 (Sealed Transcript 3 CR 876-980); and the transcript of an in camera hearing on April 12, 2000, in *People v. Hung Thanh Mai*, Orange County Superior Court No. 96NF1961 (Sealed Transcript 6 RT 1200-1204).

The Clerk is further directed to provide respondent with copies of "Clerk's Supplemental Transcript of Confidential, 987.3 Documents, Dated January 9, 2009" (1 Sealed CT 1-118); and "Clerk's Transcript of P.C. 987.9 Material, Dated March 16, 2007" (1 Sealed CT 1-250).

Appellant's request for this court to provide respondent with a copy of "Clerk's Transcript of P.C. 987.2 Material, Dated March 26, 2007" (Sealed CT 1-14) is denied as moot; respondent was provided with a copy of this transcript by this court's order of February 10, 2010.

In their habeas corpus pleadings, both parties may refer to and cite "Clerk's Supplemental Transcript of Confidential, 987.3 Documents, Dated January 9, 2009" (1 Sealed CT 1-118); "Clerk's Transcript of P.C. 987.9 Material, Dated March 16, 2007" (1 Sealed CT 1-250); and

“Clerk’s Transcript of P.C. 987.2 Material, Dated March 26, 2007” (1 Sealed CT 1–14). These records remain under seal and their use is limited solely to proceedings in state or federal court arising from appellant’s conviction and judgment of death.

Respondent’s request to unseal “Clerk’s Supplemental Transcript of Confidential, 987.3 Documents, Dated January 9, 2009” (1 Sealed CT 1–118); “Clerk’s Transcript of P.C. 987.9 Material, Dated March 16, 2007” (1 Sealed CT 1–250); and “Clerk’s Transcript of P.C. 987.2 Material, Dated March 26, 2007” (1 Sealed CT 1–14), is denied.

The Clerk is directed to publicly file the unredacted version of this motion, which was conditionally lodged under seal on November 29, 2012.

**S190713**      G040716 Fourth Appellate District, Div. 3      **PEOPLE v. WILKINS (COLE ALLEN)**

Order filed

The application of appellant for transmission of exhibits to this Court is granted in part and denied in part. The Superior Court of Orange County is directed to forward to this court forthwith the following original exhibits in Superior Court Case Number 06NF2339, People’s trial exhibits: 5, 25, 28 and Court’s exhibits: 45, 46 and 47.

In all other respects, appellant’s request for transmittal of People’s trial exhibits 26 and 44 are denied as moot.

**S194129**      D056998 Fourth Appellate District, Div. 1      **VICKS (MICHAEL) ON H.C.**  
Request for judicial notice denied

The Federal Defender Eastern District of California’s request for judicial notice, filed on January 24, 2012, is denied.

**S202828**      B232655 Second Appellate District, Div. 8      **NEIGHBORS FOR SMART  
RAIL v. EXPOSITION  
METRO LINE  
CONSTRUCTION  
AUTHORITY (LOS ANGELES  
COUNTY METROPOLITAN  
TRANSPORTATION  
AUTHORITY)**

Order filed

The request of Amicus Curiae Sunnyvale West Neighborhood Association to allow late filing of their amicus curiae brief is hereby granted.

**S206832**

Motion to file document under seal granted

**G. (J.) ON H.C.****S207329**

Transferred to Court of Appeal, Fifth Appellate District

The above-entitled matter is transferred to the Court of Appeal, Fifth Appellate District.

**SMITH III (ROBERT P.) v.  
S.C. (DEPARTMENT OF  
CORRECTIONS &  
REHABILITATION)****S206559**

Petition denied

(accusation)

**ACCUSATION OF  
FITZGERALD****S206594**

Petition denied

(accusation)

**ACCUSATION OF RHEY****S206629**

Petition denied

(accusation)

**ACCUSATION OF EFFRON****S206655**

Petition denied

(accusation)

**ACCUSATION OF NAVA****S205941**

Recommended discipline imposed

The court orders that DIONNE MATEOS, State Bar Number 205959, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and she is placed on probation for three years subject to the following conditions:

1. DIONNE MATEOS is suspended from the practice of law for a minimum of the first two years of probation, and she will remain suspended until the following requirements are satisfied:
  - i. DIONNE MATEOS must provide proof to the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law before her suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. DIONNE MATEOS must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on

**MATEOS ON DISCIPLINE**

August 29, 2012; and

3. At the expiration of the period of probation, if DIONNE MATEOS has complied with all conditions of probation, the three-year period of stayed suspension will be satisfied and that suspension will be terminated.

DIONNE MATEOS must also take and pass the Multistate Professional Responsibility Examination during the period of her suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

DIONNE MATEOS must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension. Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

## **S205954**

## **MITCHELL ON DISCIPLINE**

Recommended discipline imposed

The court orders that WALTER ROY MITCHELL, State Bar Number 165834, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. WALTER ROY MITCHELL is suspended from the practice of law for the first 30 days of probation;
2. WALTER ROY MITCHELL must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on September 11, 2012; and
3. At the expiration of the period of probation, if WALTER ROY MITCHELL has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

WALTER ROY MITCHELL must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S205957****WALLACE ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that THOMAS JAMES WALLACE, State Bar Number 220396, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. THOMAS JAMES WALLACE must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S205967****WILLSEY ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that DANIEL PATRICK WILLSEY, State Bar Number 143772, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. DANIEL PATRICK WILLSEY must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S207405****DRUKKER ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of WILLIAM RICHARD DRUKKER, State Bar Number 50427, as a member of the State Bar of California is accepted.

WILLIAM RICHARD DRUKKER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

**S207407****KITCHEN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of GERALD JOHN KITCHEN, State Bar Number 50900, as a member of the State Bar of California is accepted.

GERALD JOHN KITCHEN must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

**S207408****LEWIS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MICHAEL ALLEN LEWIS, State Bar Number 82309, as a member of the State Bar of California is accepted.

MICHAEL ALLEN LEWIS must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

**S207411****RICHARDS, JR., ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of LAWRENCE MARION RICHARDS, JR., State Bar Number 60317, as a member of the State Bar of California is accepted.

LAWRENCE MARION RICHARDS, JR., must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

